

MINUTE ITEM

This Calendar Item No. C41 was approved as Minute Item No. 41 by the California State Lands Commission by a vote of 3 to 0 at its 12-3-99 meeting.

**CALENDAR ITEM
C41**

A 53
S 28

12/03/99
PRC 5628.9 WP 5628.9
J. Smith

GENERAL LEASE - PROTECTIVE STRUCTURE USE

LESSEE:

El Segundo Power LLC
301 Vista Del Mar
El Segundo, California 90245

AREA, LAND TYPE, AND LOCATION:

Ten acres, more or less, of sovereign lands in the Pacific Ocean, El Segundo, Los Angeles County.

AUTHORIZED USE:

Maintenance of a rock revetment to protect a public bicycle trail, and beach area.

LEASE TERM:

Ten years, beginning February 1, 1999.

CONSIDERATION:

The public use and benefit; with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance: Combined single limit coverage of \$1,000,000.

Bond:

\$10,000.

OTHER PERTINENT INFORMATION:

1. Applicant owns and has a right to use the uplands adjoining the lease premises. All improvements covered by this proposed lease are located waterward of a fixed boundary established under Boundary Line Agreement No. 50 in 1964.

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2. Lease No. PRC 5628.9, which expired January 31, 1999, was originally issued to Southern California Edison in 1979. The lease covers a 1,650 foot long rock revetment that was placed in 1978 as an emergency measure to protect a public bicycle trail on Dockweiler State Beach, as well as the El Segundo Generating Station, from storm caused erosion. The lease was amended in 1987 to expand the lease area to provide for the placement of sand on the beach waterward of the then existing rock revetment thus enhancing the recreational beach area and providing a wider beach as protection from storms.

Pursuant to Minute Item 67 of the February 27, 1998, Commission meeting, the lease was assigned to the Applicant effective February 1, 1998. The Applicant wishes to maintain the rock revetment and has requested that the Commission issue a new lease.

3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; Title 2, California Code of Regulations, section 2905(a)(2).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905(a)(2).

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

EXHIBITS:

- A. Land Description
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

CALENDAR ITEM NO. **C41** (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a)(2).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO EL SEGUNDO POWER LLC OF A GENERAL LEASE - PROTECTIVE STRUCTURE USE, BEGINNING FEBRUARY 1, 1999, FOR A TERM OF TEN YEARS, FOR MAINTENANCE OF A ROCK REVETMENT TO PROTECT A PUBLIC BICYCLE TRAIL, AND BEACH AREA ON THE LAND DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION BEING THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENT IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$1,000,000; SURETY IN THE AMOUNT OF \$10,000.

EXHIBIT "A"

LAND DESCRIPTION

PRC 5628

Two strips of tide and submerged land lying immediately beneath sand placed for beach replenishment in the vicinity of El Segundo, Los Angeles County, California, said strips lying within the following described parcels of land:

PARCEL 1 (Protective Rock Structure)

A strip of land 10 feet wide and 1,650 feet long running south from Southern California Edison's northerly property line, as shown on Southern California Edison Company drawing showing Rock Revetment and Sections, job order 7426, on file with the staff of the State Lands Commission.

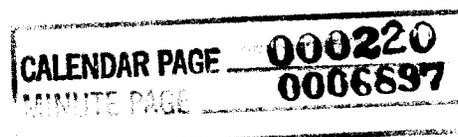
PARCEL 2 (El Segundo Beach Project)

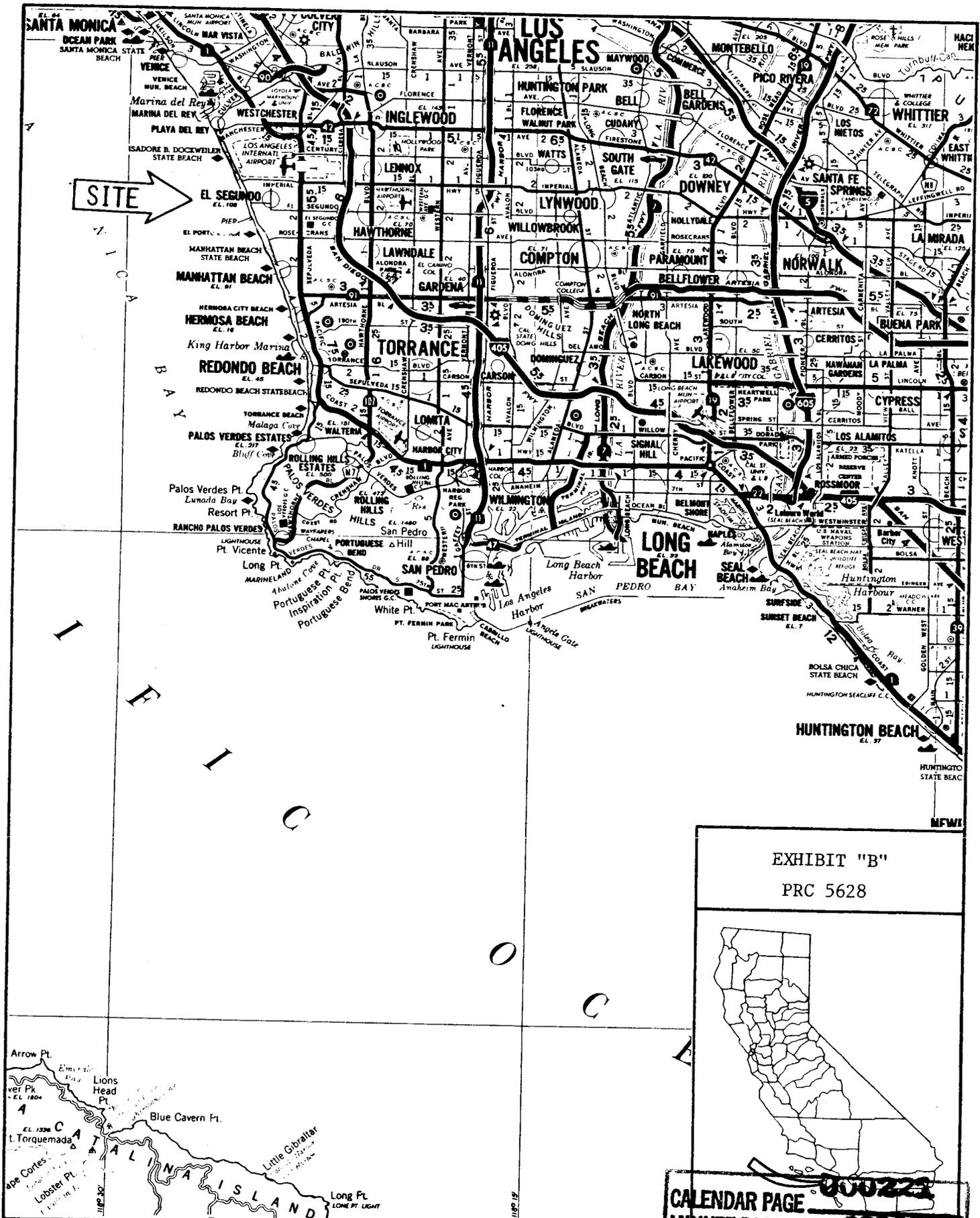
A strip of tide and submerged land 210 feet wide, more or less, lying waterward of the boundary line established by Boundary Line Agreement No. 50 shown in Document No. 3319, File No. F-1564, recorded August 10, 1964 in the Los Angeles County Recorders Office; bounded on the north by the Chevron groin at El Segundo and bounded on the south by a line 2000 feet southeast of and parallel with said Chevron groin.

END OF DESCRIPTION

REVISED AUGUST 11, 1987, BY BIU #1.

0540b





SITE

EXHIBIT "B"
 PRC 5628



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